(Ireland.)

A

BILL

TO

Amend an Act of the Eighteenth Year of Her Majesty, to amend the Laws for the better Prevention of the Sale of Spirits by unlicensed Persons, and for the Suppression of illicit Distillation in Ireland.

[Note.—The Words printed in *Italics* are proposed to be inserted in Committee.]

WHEREAS by Clause Eleven of an Act of the Session holden in the Seventeenth and Eighteenth Years of Her Majesty, Chapter Eighty-nine, entitled "An Act to amend "the Laws for the better Prevention of the Sale of Spirits by unlicensed "Persons, and for the Suppression of illicit Distillation in Ireland," it is enacted as follows: "From and after the Commencement of this "Act, it shall not be lawful for any Officer of Excise in Ireland to "grant a Renewal of any such Licence as aforesaid, to any Person "applying for such Renewal at and for the same House as shall have "been licensed in the Year last immediately preceding, and whose "Licence shall not have been withdrawn or annulled, without such "Person producing a Certificate, signed by Two Justices of the "Peace presiding at the Petty Sessions of the District in which such "Person resides, or, if in the Dublin Metropolitan Police District, by a "Divisional Justice of the District in which such Person resides, to "the

Preamble recites 17 & 18 Vict. c. 89. s. 11.

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"the good Character of such Person, and to the peaceable and "orderly Manner in which such House had been conducted in the "past Year:" And whereas it is expedient to repeal so much of the said recited Act: Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows: 5

Recited Clause repealed.

I. That the said recited Clause be and the same is hereby repealed.

Petty Sessions may annul Spirit Licences.

II. From and after the *Commencement of this Act*, it shall be lawful for any Magistrate or Sub-Inspector of Constabulary in Ireland, to apply to the Justices of the Peace in Petty Sessions duly assembled, for an Order to annul any Licence within the District of such Petty Sessions, upon the Grounds of any Person having such Licence being a Person of bad Character, or not having kept a peaceable and orderly House since the last Renewal thereof; and the said Justices so assembled, not being less than Two, are hereby authorized and empowered, after hearing the Evidence in support of such Application, and the Defence thereto (if any), to annul any such Licence, if they shall so think fit, declaring the Ground or Reason for so doing in their Order: Provided always, that no such Application shall be entered into before it shall be proved on Oath that a Notice, signed by the Magistrate or Sub-Inspector applying to annul such Licence, was served on the Person so licensed, or at his Dwelling House, upon his Wife, or his Child aged over Sixteen Years, *Ten* Days at the least before such Application; provided also, that the said Justices shall not be empowered or be at liberty to examine into or adjudicate on any other Ground or Reason for annulling such Licence, except such as shall be clearly stated in such Notice, with reasonable Certainty as to Dates, Places, and Persons; and if any Person whose Licence shall be so annulled shall at any Time after the making of such Order sell any Beer, Spirits, or Cider without having obtained a new Licence, such Person (save as herein-after mentioned) shall be subject to all the Penalties to which any Person is or may be subject for selling Beer, Cider, or Spirits without having obtained a Licence for that Purpose. 10 15 20 25 30 35

Appeal to Quarter Sessions.

III. If any Person whose Licence shall be so annulled shall feel aggrieved by such Order, it shall be lawful for such Person to appeal against the same to the Court of Quarter Sessions, in like Manner and subject to the like Incidents as to Costs or otherwise, as nearly as may be, as if such Order were named and included in the "Summary Jurisdiction (Ireland) Act, 1851," as an Order from which an 40

Appeal

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Appeal is given by that Act; and upon such Person having *bonâ fide* lodged such Appeal against such Order, the Licence affected thereby shall, notwithstanding any thing herein or in the said recited Act contained, remain in full Force and Effect, unless and until the Court
5 of Quarter Sessions shall confirm the said Order.

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Spirits.

(Ireland)

A

B I L L

To amend an Act of the Eighteenth Year of Her Majesty, to amend the Laws for the better Prevention of the Sale of Spirits by unlicensed Persons, and for the Suppression of illicit Distillation in Ireland

(Prepared and brought in by Mr Vincent Scully Mr Lefroy H Bland and Mr. H. H. F. Cogan.)

Ordered, by The House of Commons, *to be Printed,* 19 *December* 1854

[Bill 8]

Under 1 *oz*

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